

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LYDIA GARCIA, Individually and on behalf of
all others similarly situated, : Case No. 04-cv-08807 (KMK)

Plaintiff,

vs.

JAKKS PACIFIC, INC., JACK FRIEDMAN,
STEPHEN BERMAN, and JOEL BENNETT,

Defendants.

QUANTUM EQUITIES, L.L.C., Individually and
on behalf of all others similarly situated, : Case No. 04-cv-08877 (KMK)

Plaintiff,

vs.

JAKKS PACIFIC, INC., JACK FRIEDMAN,
STEPHEN BERMAN, and JOEL BENNETT,

Defendants.

(Additional Captions Set Forth Below)

**NOTICE OF MOTION OF THE TUCKER GROUP FOR CONSOLIDATION,
APPOINTMENT AS LEAD PLAINTIFF, AND APPROVAL OF SELECTION OF LEAD
COUNSEL**

JAMES T. KAHN, On behalf of himself and all others similarly situated,	:	Case No. 04-cv-08910 (KMK)
	:	
Plaintiff,	:	
	:	
vs.	:	
	:	
JAKKS PACIFIC, INC., JACK FRIEDMAN, STEPHEN BERMAN, and JOEL BENNETT,	:	
	:	
Defendants.	:	
	:	
JONCO INVESTORS, LLC, Individually and on behalf of all others similarly situated,	:	Case No. 04-cv-09021 (KMK)
	:	
Plaintiff,	:	
	:	
vs.	:	
	:	
JAKKS PACIFIC, INC., JACK FRIEDMAN, STEPHEN BERMAN, and JOEL BENNETT,	:	
	:	
Defendants.	:	
	:	
JAMES IRVINE, Individually and on behalf of all others similarly situated,	:	Case No. 04-cv-09078 (KMK)
	:	
Plaintiff,	:	
	:	
vs.	:	
	:	
JAKKS PACIFIC, INC., JACK FRIEDMAN, STEPHEN BERMAN, and JOEL BENNETT,	:	
	:	
Defendants.	:	

PLEASE TAKE NOTICE that class members Kenneth J. Tucker, Scott L. Pearlstone, Trudy Fanning, Tonia R. Tucker-Kraus and Michael Kraus (the “Tucker Group”) by their counsel, will hereby move this Court on a date and at such time as may be designated by the Court, at 500 Pearl Street, New York, NY, for an Order: (i) consolidating the above-captioned actions pursuant to Fed. R. Civ. P. 42(a); (ii) appointing the Tucker Group as Lead Plaintiff pursuant to 15 U.S.C. § 78u-4(a)(3)(B)(iii); (iii) approving the Tucker Group’s selection of the law firm of Milberg Weiss Bershad & Schulman LLP to serve as Lead Counsel pursuant to 15 U.S.C. § 78u-4(a)(3)(B)(v); and (iv) granting such other and further relief as the Court may deem just and proper. In support of this Motion, the Tucker Group submits herewith a Memorandum of Law, [Proposed] Order and the Declaration of Andrei V. Rado dated January 4, 2005.

DATED: January 4, 2005

Respectfully submitted,
MILBERG WEISS BERSHAD & SCHULMAN LLP

By: _____/s/
Steven G. Schulman (SS-2561)
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Proposed Lead Counsel

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Plaintiff’s Counsel

CERTIFICATE OF SERVICE BY ATTORNEY

I, Andrei V. Rado, an associate with the law firm Milberg Weiss Bershad & Schulman LLP, hereby certify that I caused a true and correct copy of the following to be served by regular U.S. Mail to all parties listed on the attached service list on this 4th day of January 2005.

1. MEMORANDUM OF LAW IN SUPPORT OF THE MOTION OF THE TUCKER GROUP FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF SELECTION OF LEAD COUNSEL;
2. [PROPOSED] ORDER CONSOLIDATING ACTIONS AND APPOINTING LEAD PLAINTIFF AND LEAD COUNSEL;
3. NOTICE OF MOTION OF THE TUCKER GROUP FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF, AND APPROVAL OF SELECTION OF LEAD COUNSEL; and
4. DECLARATION OF ANDREI V. RADO IN SUPPORT OF THE MOTION OF THE TUCKER GROUP FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF SELECTION OF LEAD COUNSEL.

/s/
Andrei V. Rado

JAKKS PACIFIC, INC.
04-CV-8807 (S.D.N.Y.)

Service List

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LYDIA GARCIA, Individually and on behalf of
all others similarly situated, : Case No. 04-cv-08807 (KMK)

Plaintiff,

vs.

JAKKS PACIFIC, INC., JACK FRIEDMAN,
STEPHEN BERMAN, and JOEL BENNETT,

Defendants.

QUANTUM EQUITIES, L.L.C., Individually and
on behalf of all others similarly situated, : Case No. 04-cv-08877 (KMK)

Plaintiff,

vs.

JAKKS PACIFIC, INC., JACK FRIEDMAN,
STEPHEN BERMAN, and JOEL BENNETT,

Defendants.

(Additional Captions Set Forth Below)

**[PROPOSED] ORDER CONSOLIDATING ACTIONS AND APPOINTING LEAD
PLAINTIFF AND LEAD COUNSEL**

JAMES T. KAHN, On behalf of himself and all others similarly situated,	:	Case No. 04-cv-08910 (KMK)
Plaintiff,	:	<u>CLASS ACTION</u>
vs.	:	
JAKKS PACIFIC, INC., JACK FRIEDMAN, STEPHEN BERMAN, and JOEL BENNETT,	:	
Defendants.	:	
JONCO INVESTORS, LLC, Individually and on behalf of all others similarly situated,	:	Case No. 04-cv-09021 (KMK)
Plaintiff,	:	<u>CLASS ACTION</u>
vs.	:	
JAKKS PACIFIC, INC., JACK FRIEDMAN, STEPHEN BERMAN, and JOEL BENNETT,	:	
Defendants.	:	
JAMES IRVINE, Individually and on behalf of all others similarly situated,	:	Case No. 04-cv-09078 (KMK)
Plaintiff,	:	<u>CLASS ACTION</u>
vs.	:	
JAKKS PACIFIC, INC., JACK FRIEDMAN, STEPHEN BERMAN, and JOEL BENNETT,	:	
Defendants.	:	

Upon consideration of the motions and supporting papers filed by Kenneth J. Tucker, Scott L. Pearlstone, Trudy Fanning, Tonia R. Tucker-Kraus and Michael Kraus (the “Tucker Group”) and the other movants for lead plaintiff in the above-captioned action and for good cause shown,

IT IS HEREBY ORDERED THAT:

1. The Motion of the Tucker Group is **GRANTED**;
2. The above-captioned actions are **CONSOLIDATED** pursuant to Fed. R. Civ. P. 42(a);
3. Kenneth J. Tucker, Scott L. Pearlstone, Trudy Fanning, Tonia R. Tucker-Kraus and Michael Kraus are hereby **APPOINTED** to serve as Lead Plaintiff in the consolidated action, pursuant to 15 U.S.C. § 78u-4(a)(3)(B)(iii).
4. The law firm of Milberg Weiss Bershad & Schulman LLP is hereby **APPOINTED** to serve as Lead Counsel for the Class, pursuant to 15 U.S.C. § 78u-4(a)(3)(B)(v).

SO ORDERED.

DATED: _____, 2005

UNITED STATES DISTRICT
JUDGE